

FISCAL NOTE

HB 221 - SB 1823

March 17, 2003

SUMMARY OF BILL:

Prohibits:

- the use of toxic waste materials or substances as fertilizer or in any other land preparation application if substances were ever classified as toxic in any other circumstance.
- the use of any substance containing heavy metals as fertilizer or in any other land preparation application.

Authorizes the Commissioner of Agriculture to promulgate rules and regulations.

Establishes a Class E felony for violations of this act or violations of rules or regulations.

ESTIMATED FISCAL IMPACT:

Increase State Expenditures - \$5,000/Incarceration*

Estimate assumes:

- the Department of Agriculture would be required to prepare laboratory analyses to test for cadmium, lead, and mercury.
- one person per year will be convicted of a Class E felony.

**Section 9-4-210, TCA, requires that: For any law enacted after July 1, 1986, which results in a net increase in periods of imprisonment in state facilities, there shall be appropriated from recurring revenues the estimated operating cost of such law. The amount appropriated for operating cost, in current dollars, shall be based upon the highest cost of the next 10 years, beginning with the year the additional sentence to be served impacts the correctional facilities population.*

CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.



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James A. Davenport, Executive Director